

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Samuel M. Prabhakar et al.  
 Group Art Unit: 2155  
 Examiner: Kevin Bates  
 Serial No.: 09/728,977  
 Filed: December 4, 2000  
 Title: WEARABLE DATA DEVICE FOR USE  
 IN A WEARABLE DATA NETWORK

Date: June 22, 2004  
 IBM Corporation  
 Intellectual Property Law  
 Dept. 917, Bldg. 006-1  
 3605 Highway 52 North  
 Rochester, MN 55901



RCE/2155 #

41

Mail Stop RCE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

RECEIVED

JUN 30 2004

Technology Center 2100

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

1. SUBMISSION REQUIRED UNDER 37 CFR § 1.114

- a. ☐ Previously submitted  
 i. ☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on \_\_\_\_\_ (any unentered amendment(s) referred to above will be entered).  
 ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
 iii. ☐ Other \_\_\_\_\_  
 b. ☒ Enclosed  
 i. ☒ Preliminary Amendment  
 ii. ☐ Affidavit(s)/Declaration(s)  
 iii. ☐ Information Disclosure Statement (IDS)  
 iv. ☐ Other \_\_\_\_\_

06/28/2004 YPOLITE1 00000021 090465 09728977  
 01 FC:1801 770.00 DA

2. MISCELLANEOUS

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 CFR § 1.17(i) required.)  
 b. ☐ Other \_\_\_\_\_

3. FEES (the RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed)

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 09-0465.  
 i. ☒ \$770.00 (RCE fee required under 37 CFR § 1.17(e))  
 ii. ☐ \_\_\_\_\_ (Extension of time fee (37 CFR § 1.136 and 1.17))  
 iii. ☐ \_\_\_\_\_ (Other)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (print/type) Steven W. Roth Registration Number (Attorney/Agent): 34,712  
 Signature *Steven W. Roth* Date: June 22, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: June 22, 2004

Name (print/type) Debra A. Peterson  
 Signature *Debra A. Peterson* Date: June 22, 2004

10/22/2004 LJOHNSON 00000 3 010465 01 FC:1201 86.00